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Attorneys for Plaintiffs  
NICOLE MOSS  
and DISABILITY RIGHTS  
ENFORCEMENT, EDUCATION,  
SERVICES: HELPING YOU  
HELP OTHERS

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

Plaintiffs' counsel has been notified by Judge Armstrong's calendar clerk that the date noticed for plaintiffs' motion to alter or amend the judgment, October 30, 2007, is no longer available.

Accordingly, NOTICE IS HEREBY GIVEN that on **Tuesday, December 18, 2007**, at 1:00 p.m., or as soon as the matter may be heard, in Courtroom #3, 1301 Clay Street,

1 Oakland, California, plaintiffs NICOLE MOSS and DISABILITY RIGHTS ENFORCEMENT,  
2 EDUCATION SERVICES: HELPING YOU HELP OTHERS will move this Court to alter or  
3 amend its Order of Dismissal.

4 As grounds for this request, plaintiffs state there is a non-frivolous explanation for their  
5 failure to comply with the Court's scheduling order and failure to prosecute.

6 This motion is based on this Notice of Motion and Motion, the Memorandum of Points  
7 and Authorities filed herewith, the declaration of Maria V. Martinez, the pleadings and papers  
8 on file herein, and upon such other matters as may be presented to the Court at the time of the  
9 hearing.

10  
11 Dated: September 26, 2007

THOMAS E. FRANKOVICH,  
*A PROFESSIONAL LAW CORPORATION*

13 By: /s/ Thomas E. Frankovich  
14 Thomas E. Frankovich  
15 Attorneys for Plaintiffs NICOLE MOSS and  
DISABILITY RIGHTS ENFORCEMENT,  
EDUCATION SERVICES